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Attorneys for Defendant
SKY-WORLD INT'L EXPRESS, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MITSUI O.S.K. LINES, LTD.,

Plaintiff,

v.

CB FREIGHT INT'L, INC., et al.,

Defendants.

Case No. 4:15-cv-05289-KAW

**STIPULATION TO SEVER DEFENDANT
CB FREIGHT INT'L, INC. FROM THE
ACTION AND ~~PROPOSED~~ ORDER
AS MODIFIED**

WHEREAS, this action was filed on November 18, 2015 and assigned to Magistrate Judge
Kandis A. Westmore;

WHEREAS, both Plaintiff Mitsui O.S.K. Lines, Ltd. ("MOL"), and Defendant Sky-World
Int'l Express, Inc. ("Sky-World") filed their consent to proceed before Magistrate Judge Westmore
on December 9, 2015 and March 15, 2016 respectively;

WHEREAS, Defendant CB Freight Int'l, Inc. ("CB Freight") has not appeared and,
therefore, has not consented to Magistrate Judge Westmore's jurisdiction;

WHEREAS, default was entered against CB Freight on March 2, 2016;

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WHEREAS, on August 9, 2016, Plaintiff MOL and Defendant Sky-World filed a case management conference statement stating that they have reached a settlement and expect to file a dismissal within 90 days;

WHEREAS, it is necessary to sever this case as to Defendant CB Freight because it has not consented to proceed before Magistrate Judge Westmore;

NOW THEREFORE, Plaintiff MOL and Defendant Sky-World by and through their attorneys hereby stipulate and agree that Plaintiff's action against Defendant CB Freight be severed.

Dated: August 17, 2016

CLYDE & CO US LLP

By: /s/ Conte C. Cicala
Conte C. Cicala
Attorneys for Plaintiff
MITSUI O.S.K. LINES, LTD.

Dated: August 17, 2016

MARRON LAWYERS

By: /s/ Paul Arenas
Paul Arenas
Attorneys for Defendant
SKY-WORLD INT'L EXPRESS, INC.

Dated: August 17, 2016

GKG LAW, P.C.

By: /s/ Brendan Collins
Brendan Collins (*pro hac vice*)
Attorneys Defendant
SKY-WORLD INT'L EXPRESS, INC.

L.R. 5-1 (i) ATTESTATION

In compliance with Local Rule 5-1, I hereby attest that concurrence in the filing of this document has been obtained from the other signatory.

Dated: August 17, 2016

/s/ Conte C. Cicala
Conte C. Cicala

IT IS SO ORDERED, that Defendant CB Freight International, Inc., be severed from this case and that a new case be opened and directly assigned to Magistrate Judge Westmore.

DATED: 8/25/16

Kandis Westmore
KANDIS A. WESTMORE
United State Magistrate Judge

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